

**CITY OF MILPITAS PLANNING COMMISSION
AGENDA FOR SEPTEMBER 27, 2006
CITY HALL COUNCIL CHAMBERS 7:00 P.M.
455 E. CALAVERAS BLVD., MILPITAS, CA 95035
(408) 586-3279**

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL**
- III. PUBLIC FORUM**

Members of the audience are invited to address the Planning Commission on any subject not on tonight's agenda. Speakers must come to the podium, state their name and address for the Secretary's record, and limit their remarks to under three minutes. As an unagendized item, no response is required of the City staff or the Commission; however, the Commission may agendize the item for a future meeting.

- IV. APPROVAL OF MINUTES:** September 13, 2006
- V. ANNOUNCEMENTS**
- VI. ANNOUNCEMENT OF CONFLICT OF INTEREST**
- VII. APPROVAL OF THE AGENDA**
- VIII. CONSENT CALENDAR (Items with an asterisk *)**

At this time any member of the Planning Commission, member of the audience, or staff may request of the Planning Commission to have any item removed from or added to the consent calendar. If removed, this item will be discussed in the order which it appears on the agenda.

IX. PUBLIC HEARING

- 1. USE PERMIT AMENDMENT NO. UA2006-2** (*Continued from August 23, 2006*): A request to sell all types of alcohol in conjunction with an existing convenience store located at 1491 S. Main Street (APN: 086-18-052), zoned General Commercial (C2). Applicant: Aslam Ali. Staff Contact: Cindy Hom, (408) 586-3284. (PJ# 2450) (*Recommendation: Denial*)

X. ADJOURNMENT

Any person aggrieved by any final decision of any, board, commission, or department head to the City of Milpitas may appeal the decision to the City Council by filing written notice of the appeal with the City Clerk within twelve (12) calendar days of the date of said decision and paying the required fee. This time limit shall be strictly enforced.

THE NEXT PLANNING COMMISSION MEETING IS October 11, 2006

The Planning Division will provide a recorded agenda or minutes on standard cassette or printed in large type upon request for the visually impaired. In compliance with the Americans with Disabilities act, individuals requiring accommodation for this meeting should notify the Planning Division 48 hours prior to the meeting at (408) 586-3279, TDD (408) 586-3013.

MILPITAS PLANNING COMMISSION SUBCOMMITTEE

The Planning Commission Subcommittee consists of two members (currently Cliff Williams-regular member, Noella Tabladillo-regular member, Gunawan Ali-Santosa-alternate member) of the Planning Commission, who have approval authority for minor "S" Zone project reviews not involving public hearings. The project reviews are held at 6:30 P.M. on Planning Commission meeting nights, in the City of Milpitas Committee Conference Room First Floor, 455 E. Calaveras Boulevard.

- a. "S" ZONE AMENDMENT NO. SA2006-52:** A request to replace an existing 120-gallon propane tank with a 365-gallon propane tank at the northern point of the yard of "A TOOL SHED" tool rentals at 1300 S. Main Street (APN: 086-23-013), zoned Multi-Family Very High Density Residential (R4). The use was permitted before the site was rezoned from C2 to R4 in 2002 when the Midtown Specific Plan was adopted. Applicant: Nick Toland. Staff Contact: Dennis Carrington, (408) 586-3275. (*Recommendation: Approve with Conditions*)
- b. "S" ZONE AMENDMENT NO. SA2006-53:** A request for modifications to the main building entrance, signage, landscaping and accessory structures in the pool area of Beverly Heritage Hotel at 1820 Barber Lane (APN: 086-03-018), zoned Highway Services (HS). Applicant: Rick Erickson. Staff Contact: Momo Ishijima, (408) 586-3274. (*Recommendation: Approve with Conditions.*)
- c. ADMINISTRATIVE PERMIT NO. AD2006-25:** A request for an entertainment permit on October 27-29, 2006 for a church food festival at St. James Orthodox Church located at 195 N. Main Street (APN: 022-08-043), zoned MXD-TOD. Applicant: Nimer Mogannam. Staff Contact: Dennis Carrington, (408) 586-3275. (*Recommendation: Approve with Conditions*)

KNOW YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and the City operations are open to the people's review. FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE OPEN GOVERNMENT COMMISSION at the City Attorney's office at the Milpitas City Hall, 455 E. Calaveras Blvd, Milpitas, CA 95035.
E-mail: rpioroda@ci.milpitas.ca.gov
Fax: (408) 586-3030
Phone : (408) 586-3000

A free copy of the Open Government Ordinance is available from the City Clerk's Office or by visiting the City's website www.ci.milpitas.ca.gov Select Open Government Ordinance under News Features